

# The Gazette of India



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## NOTICE

The undermentioned Gazettes of India Extraordinary were published upto the 17th February 1961 :—

Issue No.	No. and date	Issued by	Subject
25	S.O. 366, dated 10th February, 1961.	Ministry of Finance.	Extending the period of moratorium granted by it in respect of New Citizen Bank of India Ltd., Bombay, upto 31st March, 1961.
26	S.O. 398, dated 15th February, 1961.	Ministry of Information and Broadcasting.	Approval of films specified therein.
27	S.O. 399, dated 17th February, 1961.	Ministry of Commerce and Industry.	The Cement Control (Second Amendment) Order, 1961.

Copies of the Gazettes Extraordinary mentioned above will be supplied on indent to the Manager of Publications, Civil Lines, Delhi. Indents should be submitted so as to reach the Manager within ten days of the date of issue of these Gazettes.

## PART II—Section 3—Sub-section (ii)

Statutory orders and notifications issued by the Ministries of the Government of India (other than the Ministry of Defence) and by Central Authorities (other than the Administrations of Union Territories).

### MINISTRY OF HOME AFFAIRS

New Delhi, the 20th February 1961

S.O. 412.—In pursuance of the Explanation to section 25 of the Negotiable Instruments Act, 1881 (26 of 1881), the Central Government hereby declares

Monday, the 8th day of May 1961, to be a public holiday throughout India in commemoration of the centennial anniversary of the birthday of Rabindranath Tagore.

[No. 20/58/60-Pub.I.]

FATEH SINGH, Jt. Secy.

*New Delhi, the 20th February 1961*

**S.O. 413.**—In exercise of the powers conferred by section 3 of the Durgah Khawaja Saheb Act, 1955 (36 of 1955), the Central Government hereby appoints the following persons, being Hanafi Muslims and members of the Chishti order believing in the religious practices and rituals in vogue at the shrine of Durgah Khawaja Saheb, Ajmer, as members of the Durgah Committee, Ajmer, with effect from the 1st March, 1961, namely:—

- (i) Chaudry Hyder Husein, Park View, Amin-ud-Daulah Park, Lucknow.
- (ii) Shri Mohammed Asadullah, Superintendent, Ecclesiastical Department, Hyderabad-Deccan.
- (iii) Shri Mazhar Imam, Member of Parliament, Patigali, Guzri, Patna City.
- (iv) Shri H. Hashim Ismail Saheb, 28, Club Road, Bombay-8.
- (v) Shri Mohammadmian Faruqi, Bahadur Gunj, Allahabad (Uttar Pradesh).
- (vi) Shri M. Ismail Sheriff, 37, New Kalasipalayam Extension, Bangalore-2.
- (vii) Shri Abdul Wahid Saheb, ix/186, Khadim Mohalla, Ajmer.

The administration, control and management of the Durgah Endowment shall vest in the said Durgah Committee.

[No. F. 58/10/59-Poll(I).]

N. SAHGAL, Jt. Secy.

## MINISTRY OF EXTERNAL AFFAIRS

*New Delhi, the 16th February 1961*

**S.O. 414.**—In pursuance of clause (a) of section 2 of the Diplomatic and Consular Officers (Oaths and Fees) Act, 1948 (41 of 1948), the Central Government hereby authorises the Registrar in the Consulate General of India, San Francisco to perform the duties of a Consular Agent with immediate effect.

[No. F. 6(1)-Cons/60.]

P. H. DESAI, Under Secy.

*New Delhi, the 16th February 1961*

**S.O. 415.**—In exercise of the powers conferred by the proviso to article 309 of the Constitution, the President hereby directs that the following further amendments shall be made to the Indian Frontier Administrative Service Rules 1956, namely:—

- (1) In Schedule I of the said rules as modified in this Ministry's Notification No. 733-NEFA/59, dated 16th December, 1959.
  - (a) *Grade I.*
    - (i) for the figure "4" against Sl. No. "(xiv) Deputation Reserve" the figure "7" shall be deemed to have been substituted with effect from 1st April 1960.
    - (ii) for the figure "33" against the entry "Total", the figure "36" shall be deemed to have been substituted with effect from 1st April, 1960.
- (2) *Grade II.*
  - (i) for the figure "2" against Sl. No. "(vi) Deputation Reserve", the figure "4" shall be deemed to have been substituted with effect from 1st April, 1960.
  - (ii) for the figure "31" against the entry "Total", the figure "33" shall be deemed to have been substituted with effect from 1st April, 1960.

[No. 96-NEFA/61.]

A. K. NAG, Under Secy.

*New Delhi, the 18th February 1961*

**S.O. 416.**—In exercise of the powers conferred by clause (1) of article 299 of the Constitution, the President hereby directs that the undermentioned contracts and assurances of property may be executed on his behalf, by the Procurement Officer, Indian Aid Mission, Nepal namely:—

- “(a) All contracts and instruments relating to purchase, supply and conveyance, or carriage of materials, stores, machinery, etc.,
- (b) security bonds for due performance and completion of works and contracts; and
- (c) all instruments connected with the reconveyance of property given as security.”

[No. 70-N.A./61.]

[No. F.9/50/60-NA.]

R. JAIPAL, Dy. Secy.

## MINISTRY OF FINANCE

(Department of Expenditure)

*New Delhi, the 7th February 1961*

**S.O. 417.**—In pursuance of clause (3) of article 77 of the Constitution and of all other powers enabling him in this behalf, the President is pleased to make the following amendments in the Delegation of Financial Powers Rules, 1958, (Published as S.O. 2614 in the Gazette of India, dated the 20th December, 1958), namely:

### *Amendment No. 85*

I. In Schedule I to the Rules, under “E-Ministry of Finance (Revenue Department)” the existing entry at S. No. 3 may be substituted as under:—

“3-Collector of Customs, Bombay, Calcutta, and Madras.”

II. In the said Schedule under “E-Ministry of Finance (Revenue Department)” the following may be inserted as a new entry

“11-Collector of Customs and Central Excise, Cochin.”

(These amendments take effect from the 1st May, 1960)

[No. 19(9)-E.II(A)/60.]

C. P. MITTAL, Under Secy.

(Department of Expenditure)

*New Delhi, the 17th February 1961*

**S.O. 418.**—In exercise of the powers conferred by the proviso to article 309, and clause (5) of article 148 of the Constitution, the President, after consultation with the Comptroller and Auditor General in respect of persons employed in the Indian Audit and Accounts Department, hereby makes the following rules to amend the Central Civil Services (Extraordinary Pension) Rules, namely:—

1. These rules may be called the Central Civil Services (Extraordinary Pension) Amendment Rules, 1961.

2. In the Central Civil Services (Extraordinary Pension) Rules, the following Note shall be inserted below rule 12, namely:—

“Note.—The family pension of a widow will cease on re-marriage; but when such re-marriage is annulled by divorce, desertion or death of the second husband, her pension may be restored upon proof that she is in necessitous circumstances and otherwise deserving.”

[No. F. 2(1)-EV(B)/61.]

**S.O. 419.**—In exercise of the powers conferred by proviso to article 309 and clause (5) of article 148 of the Constitution, and after consultation with the Comptroller and Auditor General in relation to persons serving in the Indian Audit

and Accounts Department, the President hereby makes the following regulations to amend the Civil Service Regulations, namely:—

1. These regulations may be called the Civil Service (Seventh Amendment) Regulations, 1961.

2. In the Civil Service Regulations, for Article 741, the following Article shall be substituted, namely:—

"741. The family pension of a widow will cease on re-marriage; but when such re-marriage is annulled by divorce, desertion or death of the second husband, her pension may be restored upon proof that she is in necessitous circumstances and otherwise deserving. The pensions to children will be continued to boys up to the age of 18 years and to girls up to 21 or marriage, whichever may happen first."

[No. F. 2(1)-EV(B)/61.]

**S.O. 420.**—In exercise of the powers conferred by the proviso to article 309 of the Constitution, the President hereby makes the following amendment in the rules regulating the Workmen's Contributory Provident Fund as instituted with the Government of India, late Finance Department Resolution No. F. 33(3)-R.II (44), dated the 16th April, 1945, namely:—

1. In paragraph 1 of the said resolution, for entry (v), the following entry shall be substituted, namely:—

"(v) Work-charged establishment of the gardens known as the Governor-General's gardens till the 25th January, 1950 and as the President's gardens after that date."

2. This amendment shall be deemed to have taken effect from the 1st May, 1945.

[No. 58(6)-EV/60.]

RABI RAY, Dy. Secy.

(Department of Economic Affairs)

New Delhi, the 10th February 1961

SO. 421.—Statement of the Affairs of the Reserve Bank of India, as on the 3rd February, 1961

BANKING DEPARTMENT

Liabilities	Rs.	Assets	Rs.
Capital paid up . . . . .	5,00,00,000	Notes . . . . .	11,28,83,000
Reserve Fund . . . . .	80,00,00,000	Rupee Coin . . . . .	2,90,000
National Agricultural Credit (Long-term Operations) Fund . . . . .	40,00,00,000	Subsidiary Coin . . . . .	6,32,000
National Agricultural Credit (Stabilisation) Fund . . . . .	5,00,00,000	Bills Purchased and Discounted :—	
Deposits :—		(a) Internal . . . . .	..
(a) Government		(b) External . . . . .	..
(1) Central Government . . . . .	52,69,56,000	(c) Government Treasury Bills . . . . .	50,02,07,000
(2) Other Governments . . . . .	22,04,98,000	Balances held abroad* . . . . .	19,25,03,000
(b) Banks . . . . .	72,13,38,000	Loans and Advances to Governments** . . . . .	36,14,08,000
(c) Others . . . . .	92,48,87,000	Other Loans and Advances† . . . . .	154,25,26,000
Bills Payable . . . . .	27,61,52,000	Investments . . . . .	150,93,09,000
Other Liabilities . . . . .	42,96,71,000	Other Assets . . . . .	17,97,44,000
RUPES . . . . .	439,95,02,000	RUPES . . . . .	439,95,02,000

\*Includes Cash and Short-term Securities.

\*\*Includes Temporary Overdrafts to State Governments.

†The item 'Other Loans and Advances' includes Rs. 22,35,00,000/- advanced to scheduled banks against usance bills under Section 17 (4)(c) of the Reserve Bank of India Act.

Dated the 8th day of February, 1961.

An Account pursuant to the Reserve Bank of India Act, 1934, for the week ended the 3rd day of February, 1961

ISSUE DEPARTMENT

Liabilities	Rs.	Rs.	Assets	Rs.	Rs.
Notes held in the Banking Department . . . .	11,28,83,000		A Gold Coin and Bullion:—		
Notes in circulation . . . .	1929,24,99,000		(a) Held in India . . . .	117,76,03,000	
Total Notes issued . . . .		1940,53,82,000	(b) Held outside India . . . .	..	
			Foreign Securities . . . .	128,00,89,000	
			TOTAL OF A . . . .		245,76,92,000
			B. Rupee Coin . . . .		122,48,65,000
			Government of India Rupee Securities . . . .		1572,28,25,000
			Internal Bills of Exchange and other commercial papers . . . .		..
TOTAL LIABILITIES . . . .		1940,53,82,000	TOTAL ASSETS . . . .		1940,53,82,000

Dated the 8th day of February, 1961.

H. V. R. IENGAR,  
Governor.

[No. F 3(2)-BC/61]

New Delhi, the 16th February, 1961

S.O. 422.—Statement of the Affairs of the Reserve Bank of India, as on the 10th February, 1961.

BANKING DEPARTMENT

Liabilities	Rs.	Assets	Rs.
Capital paid up . . . . .	5,00,00,000	Notes . . . . .	10,17,35,000
Reserve Fund . . . . .	80,00,00,000	Rupee Coin . . . . .	2,06,000
National Agricultural Credit (Long-term Operations) Fund . . . . .	40,00,00,000	Subsidiary Coin . . . . .	6,58,000
National Agricultural Credit (Stabilisation) Fund . . . . .	5,00,00,000	Bills Purchased and Discounted :—	
		(a) Internal . . . . .	..
		(b) External . . . . .	..
		(c) Government Treasury Bills . . . . .	62,27,97,000
Deposits :—			
(a) Government		Balances held abroad* . . . . .	24,46,63,000
(1) Central Government . . . . .	59,86,19,000	**Loans and Advances to Governments . . . . .	39,22,45,000
(2) Other Governments . . . . .	21,84,72,000	Other Loans and Advances† . . . . .	157,03,29,000
(b) Banks . . . . .	70,44,12,000	Investments . . . . .	130,33,86,000
(c) Others . . . . .	92,27,79,000	Other Assets . . . . .	18,05,09,000
Bills Payable . . . . .	24,32,03,000		
Other Liabilities . . . . .	43,40,43,000		
RUPEES . . . . .	442,15,28,000	RUPEES . . . . .	442,15,28,000

\*Includes Cash & Short-term Securities.

\*\*Includes Temporary Overdrafts to State Governments.

†The item 'Other Loans and Advances' includes Rs. 24,25,50,000/- advanced to scheduled banks against usance bills under Section 17 (4) (c) of the Reserve Bank of India Act.

Dated the 15th day of February, 1961.

An Account pursuant to the Reserve Bank of India Act, 1934, for the week ended the 10th day of February, 1961.

ISSUE DEPARTMENT

Liabilities	Rs.	Rs.	Assets	Rs.	Rs.
Notes held in the Banking Department . . .	10,17,35,000		A. Gold Coin and Bullion :—		
Notes in circulation . . .	1948,81,37,000		(a) Held in India . . .	117,76,03,000	
Total Notes issued . . .		1958,98,72,000	(b) Held outside India . . .	..	
			Foreign Securities . . .	128,00,89,000	
			TOTAL OF A . . .		245,76,92,000
			B. Rupee Coin . . .		120,93,85,000
			Government of India Rupee Securities . . .		1592,27,95,000
			Internal Bills of Exchange and other commercial paper . . .		..
TOTAL LIABILITIES . . .		1958,98,72,000	TOTAL ASSETS . . .		1958,98,72,000

Dated the 15th day of February, 1961.

H. V. R. IENGAR,  
Governor.

[No. F.3(2)-BC/61.]

A. BAKSI, Jt. Secy.



**(Department of Economic Affairs)**  
**(Office of the Controller of Capital Issues)**

*New Delhi, the 20th February 1961*

**S.O. 423.**—In exercise of the powers conferred by section 11 of the Capital Issues (Control) Act, 1947 (29 of 1947), and in supersession of the Notification of the Government of India in the Ministry of Finance, Department of Economic Affairs, No. F. 16(1)-CCI/51, dated the 25th September, 1953, the Central Government hereby reconstitutes the Advisory Committee on Capital Issues Control consisting of the following members, namely:—

1. Shri G. L. Mehta.
2. Shri A. M. M. Murugappa Chettiar.
3. Shri K. R. P. Shroff.
4. Sir John Brown.
5. Shri M. R. Shervani, M.P.

Shri G. L. Mehta shall be the Chairman of the Advisory Committee.

2. The Advisory Committee shall have a tenure of two years.

[No. F. 16(7)-CCI/59.]

A. BAKSI,

Controller of Capital Issues.

**BOMBAY CENTRAL EXCISE COLLECTORATE**

**CENTRAL EXCISES**

*Manufactured Products*

*Bombay, the 8th February 1961*

**S.O. 424.**—In exercise of the powers conferred upon me under Rule 5 of the Central Excise Rules, 1944, I empower the officers of the Central Excise Collectorate, Bombay specified in column 1 of the sub-joined table, to exercise, within their respective jurisdictions the powers of "Collector" under the rules enumerated in column 2 with the limitations specified in column 3 of the sub-joined table:—

Rank of Officer	C Ex. Rule	Limitation if any
1	2	3
All officers of and above the rank of Superintendent of Central Excise.	96-O(1) 96-O(2) 96-O(4)	Powers under Rule 96-O(4) shall be exercised by the Superintendents only in respect of cases where the delay in presenting A.S.P. is not more than 15 days over the statutory period. Where the delay is more than 15 days, the Superintendents should report full facts of the case to the Assistant Collector, who after considering the merits of the case, may either direct the Superintendent to condone the delay or may order with-holding of the permission.
Do.	96-Q	(1) Powers under Rule 96-Q(2) shall be exercised by the Superintendent in cases where (i) the delay in filing of monthly A. R. 7 and/or making monthly deposits, is not more than 5 days, (ii) the delay in filing of weekly A.R. 7 applications and/or making weekly deposits, is not more than 2 days.

I

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- (2) If the delay is more than the periods specified in items (i) and (ii) of item 1 above, the Superintendent should report the case to the Assistant Collector, who may decide the case on merits.

2. The Collectorate Notification (Central Excises) Manufactured Products No. CER/96-0/1/59 dated the 30th April, 1959 is hereby rescinded.

[No. CER/96-O & Q/1/61.]

G. KORUTHU, Collector.

## MINISTRY OF COMMERCE AND INDUSTRY

### ORDER

*New Delhi, the 15th February 1961*

**S.O. 425.**—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following Order to amend the Non-Ferrous Metals Control Order, 1958, namely:—

1. This Order may be called the Non-Ferrous Metals Control (Amendment) Order, 1961.

2. In clause 3 of the Non-Ferrous Metals Control Order, 1958, after sub-clause (1), the following explanation shall be inserted, namely:—

“Explanation.—In this sub-clause, ‘landed cost’ means the aggregate of—

- (i) the c.l.f. Indian port price;
- (ii) the bank charges for opening letter of credit;
- (iii) the bank's interest charges for payment against the letter of credit or sight draft;
- (iv) the actual expenses incurred by way of (a) port trust and clearing charges, and (b) charges for transport from docks or jetties to warehouse, subject to a maximum of Rs. 30 per metric ton.”

[No. F. 2(22)/Met/58.]

R. V. RAMAN, Jt. Secy.

### ORDER

*New Delhi, the 16th February 1961*

**S.O. 426.**—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following Order to amend the Woollen Textiles (Production and Distribution Control) Order, 1960, namely:—

1. This Order may be called the Woollen Textiles (Production and Distribution Control) (Amendment) Order, 1961.

2. In clause 3 of the Woollen Textiles (Production and Distribution Control) Order, 1960, sub-clauses (1) and (2) shall be re-numbered as sub-clauses (2) and (3) respectively; and—

- (a) before sub-clause (2) as so re-numbered, the following sub-clause shall be inserted, namely:—

“(1) After the commencement of this Order, no manufacturer of woollen yarn shall install or use any spindle worked by power except under and in accordance with the terms and conditions of a permit in writing granted by the Textile Commissioner.”;

- (b) in sub-clause (3) as so re-numbered, for the words, brackets, and figure “under sub-clause (1)”, the words brackets and figure “under sub-clause (2)” shall be substituted.

[No. 17(32)-Tex(D)/60.]

## CORRIGENDUM

*New Delhi, the 16th February 1961*

S.O. 427.—In Ministry of Commerce and Industry S.O. No. 3006, dated the 17th December, 1960 the following amendment shall be made:—

In para 2 of the S.O., for the words "non Cellulosic filament yarn of Silk yarn" the words "non cellulosic filament yarn or silk yarn" shall be substituted.

[No. 4(70)Tex(D)/59.]

A. G. V. SUBRAHMANIAM, Under Secy.

## ORDER

*New Delhi, the 18th February 1961*

S.O. 428/IDRA/6/14.—In exercise of the powers conferred by Section 6 of the Industries (Development and Regulation) Act, 1951 (65 of 1951), the Central Government hereby appoints the following persons to be members of the Development Council established by the Order of the Government of India in the Ministry of Commerce and Industry No. S.O. 1918 dated the 27th July, 1960 for the scheduled industries engaged in the manufacture or production of Food Processing Industries, till the 26th July, 1962 and directs that the following amendments shall be made in the said Order, namely:—

(a) In paragraph 1 of the said Order after entry No. 10 relating to Shri Jaikishan Das B. Pamnani, the following entries shall be inserted, namely:—

"10A. Shri R. N. Goyle, Managing Director, M/s. Essex Farms Private Ltd., Qutab Minar Road, New Delhi-16	Owners	Member
"10B. Shri H. N. Kapadia, Managing Director, M/s. Poysha Industrial Co. India Private Limited, Bombay	Owners	Member
"10C. Shri S. P. Virmani, M/s. Jwalla Flour Mills, Delhi	Owners	Member
"10D. Shri Madhav Raj, M/s. Karnataka Fisheries Corpn. Mangalore (Mysore State)	Owners	Member
"10E. Shri S. Feroze, M/s. Baker Perkins India Ltd., Bombay	Owners	Member

(b) In paragraph 1 of the said Order after entry No. 13A relating to Shri P. H. Bhatt, the following entries shall be inserted, namely:—

"13B. Dr. Y. K. Subrahmanyam, Secretary, Central Committee for Food Standards, Director General of Health Services, Ministry of Health, New Delhi	Technical Knowledge.	Member
"13C. Dr. P. K. Kymal, Technical Adviser, Ministry of Food and Agriculture, New Delhi	Technical Knowledge	Member

(c) In paragraph 1 of the said Order after entry No. 14A relating to Shri D. V. Karmarkar, the following entry shall be inserted:—

"14B. Shrimati Raksha Saran, 49, Sunder Nagar, New Delhi	Consumers	Member
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[No. 1(2)IA(IV)/60.]

P. MADHAVAN NAIR, Under Secy.

## ORDER

*New Delhi, the 20th February 1961*

S.O. 429/IDRA/18G/50/61.—In exercise of the powers conferred by Section 18G of Industries (Development and Regulation) Act, 1951 (65 of 1951), the Central

Government hereby makes the following Order to further amend the Cement Control Order, 1958, namely:—

1. This Order may be called the Cement Control (Third Amendment) Order, 1961.
2. In the Schedule to the Cement Control Order, 1958—
  - (1) for the entry against serial No. 4, the following entry shall be substituted, namely:—

---

Name of producer	Price per metric tonne
"4. M/s. Ashoka Cement Ltd., Dalmianagar	67.56 (67.91)";

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- (2) at the end, the following note shall be inserted, namely:—

**NOTE.**—The price specified within brackets against serial No. 4 above is the price per British Ton for the period beginning from the 1st January, 1960 and ending on the 30th September, 1960".

[No. Cem. 8(50)/60.]

M. L. GUPTA, Under Secy.

# COFFEE CONTROL

New Delhi, the 16th February, 1961.

**S.O. 430.**—The following statement of accounts of the Coffee Board, Bangalore, for the period 1st April 1958 to 31st March 1959 is published in the Gazette of India in accordance with Rule 34(iv) of the Coffee Rules, 1955:—

## COFFEE BOARD, BANGALORE.

Abstract Statement of Receipts and Expenditure of General Fund [including General Fund No. 1 Account, General Fund (Research) Account, General Fund (Propaganda) Account, General Fund (Development) Account, and General Fund Development (Loan) Account.]

Receipts	Rs.	nP	Rs.	nP	Expenditure	Rs.	nP	Rs.	nP
<b>1. OPENING BALANCE :</b>									
(i) General Fund No. 1 Account . . . . .	17,22,254	90			1. Administration of Board . . . . .	4,51,594	44	4,51,594	44
(ii) General Fund (Research) Account . . . . .	2,32,335	90			2. Measures taken for promoting the cultivation and curing and/or processing of Indian Coffee . . . . .				
(iii) General Fund (Propaganda) Account . . . . .	20,49,211	58			(i) Expenditure by Development Department . . . . .	1,21,334	74		
(iv) General Fund (Development) Account . . . . .	12,960	66			(ii) Expenditure by Research Department . . . . .	1,56,066	58	2,77,401	32
(v) General Fund Development (Loan) Account . . . . .	14,525	00	40,31,288	04	3. Measures taken for promoting the sale and increasing the consumption of Coffee in . . . . .				
<b>2. MONIES RECEIVED UNDER :</b>					(i) India . . . . .	1,28,31,820	83		
(i) Section 13(1) of Coffee Act . . . . .	18,60,000	00			(ii) Overseas . . . . .	*4,408	15	1,28,36,228	98
(ii) The Proviso to Sec. 32(2) of Coffee Act . . . . .	..		18,60,000	00	4. Measures taken for promoting Agricultural and Technological Research in the interest of Coffee Industry in India . . . . .	13,53,273	46	13,53,273	46
3. Loans received from Central Government under rule 38-A of Coffee Rules . . . . .	2,87,700	00	2,87,700	00	5. Grants under Section 31(2)(c) of Coffee Act—Labour Welfare Measures . . . . .	86,500	00	86,500	00
4. Recovery of Loans granted under rule 38-B of Coffee Rules . . . . .	..		..		6. Payment of Loans granted under rule 38-B of Coffee Rules . . . . .	2,93,402	75	2,93,402	75
5. Interest or other charges on loans . . . . .	1,787	84	1,787	84					

Receipts	Rs.	nP	Rs.	nP	Expenditure	Rs.	nP	Rs.	nP
6. MISCELLANEOUS RECEIPTS:					7. Repayment of Loans taken from the Central Government under rule 38-A of Coffee Rules	..	..		
(i) General Fund No. 1 Account	2,58,960.23				8. Payment of interest or other charges on Loan	1,780.75		1,780.75	
(ii) General Fund (Research) Account	7,28,250.59				9. Miscellaneous	..	..		
(iii) General Fund (Propaganda) Account	1,06,59,340.74				10. CLOSING BALANCE:				
(iv) General Fund (Development) Account					(i) General Fund No. 1 Account	16,80,712.54			
(a) Receipts by Development Department	5,594.54				(ii) General Fund (Research) Account	92,808.94			
(b) Receipts by Research Department	41,562.49				(iii) General Fund (Propaganda) Account	7,76,731.49			
(v) General Fund Development (Loan) Account	..		116,93,708.59		(iv) General Fund (Development) Account	15,220.46			
					(v) General Fund Development (Loan) Account	8,829.34		25,74,302.77	
TOTAL			178,74,484.47		TOTAL			178,74,484.47	

\* This is exclusive of the balance held by High Commission of India, London.

Sd/- C. R. SUBRAMANIAN,  
*Accounts Officer.*

Sd/- M.P. APPU MENON,  
*Secretary.*

Sd/- H. SITARAMA REDDY,  
*Chairman.*

Verified the above statement of accounts of the Coffee Board General Fund and certified that all the information and explanations required were obtained. The statement is correctly prepared in accordance with the books maintained and information and explanations furnished subject to the remarks in the audit reports separately issued.

Sd/-

*Assistant Accounts Officer (O.A.D.),  
Office of the Accountant General, Mysore,  
Bangalore.*

Extract from the Receipts and Expenditure Statement of the High Commission of India on behalf of the Coffee Board General Fund during the financial year ended 31st March, 1959.

Receipts			Expenditure		
	£	s. d.		£	s. d.
To Balance Brought forward from 1957/58 . . . . .	125	6 2	By payment to British Common wealth Producers Association—Coffee Board Ref. No. SG/3425 dated 4-8-1958 . . . . .	66	13 4
To Sales of Coffee Bulletin . . . . .	1	8 0	By payment to Coffee Publicity Association: . . . . .		
To Receipt from Coffee Board, Bangalore, for provision for 1958-59 . . . . .	280	0 0	Subscription for 1958-59. . . . .	250	0 0
To Receipt from Coffee Board, Bangalore for token payment to Coffee Publicity Association for its pilot scheme . . . . .	50	0 0	Publicity under pilot scheme . . . . .	50	0 0
			By Balance . . . . .	90	0 10
	456	14 2		456	14 2

Sd/- P. K. RAU,  
Chief Accounting Officer,  
19-2-1960.

Certified that the above accounts have been test checked and found correct.

Sd/- K. N. ROW,  
Assistant Director of Audit.

Sd/- C. R. SUBRAMANIAN,  
Accounts Officer,  
Coffee Board.

[No. 8(2) PLANT(B)/61.]

D. R. SUNDARAM, Dy. Secy.

**(Office of the Joint Chief Controller of Imports & Exports)****ORDER***Calcutta, the 19th January 1961*

**S.O. 431.**—Whereas M/s. Amrit Foundry (Regd.), Railway Road, Batala, or any Bank or any other person have not come forward furnishing sufficient cause, against Notice No. 135/60/CDN dated 5th November 1960, proposing to cancel licence No. A828690/59/AU/CCI/C dated the 23rd March, 1960 valued at Rs. 1,200/- for the import of Roller Bearings from the Soft Currency Area except South Africa, granted to the said M/s. Amrit Foundry (Regd.), Railway Road, Batala by the Joint Chief Controller of Imports and Exports, Calcutta, Government of India, in the Ministry of Commerce and Industry, in exercise of powers conferred by clause 9 of Imports (Control) Order, 1955, hereby cancel the said licence No. A 828690/59/AU/CCI/C dated the 23rd March, 1960, issued to the said M/s. Amrit Foundry (Regd.), Railway Road, Batala.

[No. 2(96)/60/I(3)/515.]

S. K. SEN,  
Jt. Chief Controller.

**(Office of the Deputy Chief Controller of Imports and Exports)****(Central Licensing Area)****ORDER***New Delhi, the 27th January 1961*

**S.O. 432.**—Whereas M/s. Marshall Industries of India, 17-A Najafgarh Road Industrial Area, New Delhi, or any bank or any other person have not come forward furnishing sufficient cause, against Notice No. Genl./242/2-60/Pol/CLA/741 dated the 15th September, 1960 proposing to cancel the licence No. A781314/60/AU/CCI/D dated 20th May 1960 valued at Rs. 1,259/- for import of (1) Silica Heaters suitable for 3' deep Tanks—Rs. 766/- (2) Immersion heaters, Steel cases suitable for 3' Deep Tanks—Rs. 493/- from Soft Currency Area except union of South Africa granted to M/s. Marshall Industries of India, 17-A Najafgarh Road, Industrial Area, New Delhi by the Deputy Chief Controller of Imports & Exports, Central Licensing Area, 'B' Barracks Janpath, New Delhi, Government of India in the Ministry of Commerce & Industry, in exercise of the powers conferred by clause 9 of the Imports (Control) Order 1955, hereby cancel the said licence No. A781314/60/AU/CCI/D dated 20th May 1960 issued to the said M/s. Marshall Industries of India, 17-A Najafgarh Road, Industrial Area, New Delhi.

[No. Genl./28/1-61/Pol./CLA.]

RAM MURTI SHARMA,  
Dy. Chief Controller.


**(Indian Standards Institution)***New Delhi, the 9th February 1961*

**S.O. 433.**—In pursuance of sub-rule of rule (1) 4 of the Indian Standards Institution (Certification Marks) Rules, 1955, the Indian Standards Institution hereby notifies that the Standard Mark, design of which together with the verbal description of the design and the title of the relevant Indian Standard is given in the schedule hereto annexed, has been specified.

This Standard Mark, for the purpose of the Indian Standards Institution (Certification Marks) Act, 1952 and the rules and regulations framed thereunder, shall come into force with effect from 15th February 1961.



## THE SCHEDULE

Design of the Standard Mark	Product/Class of Product to which applicable	No. and title of relevant Indian Standard	Verbal description of the design of the Standard Mark
(1)	(2)	(3)	(4)
<b>IS:623</b> 	Steel Tubes for Bicycle Frames	IS:623-1955 Specification for Bicycle Frames ( <i>Tentative</i> )	The monogram of the Indian Standards Institution, consisting of letters ISI, drawn in the exact style and relative proportions as indicated in column (1), the number, designation of the Indian Standard being superscribed on the top side of the monogram and the word 'Tubes' being subscribed on the bottom side of the monogram as indicated in the design.

[No. MD/17:2.]

**S.O. 434.**—In pursuance of sub-regulation (3) of regulation 7 of the Indian Standards Institution (Certification Marks) Regulations, 1955, the Indian Standards Institution hereby notifies that the marking fee per unit for Steel Tubes for Bicycle Frames details of which are given in the Schedule hereto annexed, has been determined and the fee shall come into force with effect from 15th February, 1961.

## THE SCHEDULE

Serial No.	Product/Class of Products	No. and title of relevant Indian Standard	Unit	Marking Fee per Unit
1.	Steel Tubes for Bicycle Frames	IS : 623-1955 Specification for Bicycle Frames ( <i>Tentative</i> )	One Tonne	Rs. 3/- per unit with a minimum of Rs. 1,000/- for production during a calendar year.

[No. MD/18:2.]

A. N. GHOSH, Director.

(Indian Standards Institution)

New Delhi, the 16th February 1961

**S.O. 435.**—In pursuance of sub-regulations (2) and (3) of regulation 3 of the Indian Standards Institution (Certification Marks) Regulations, 1955, the Indian Standards Institution hereby notifies that the Indian Standards, particulars of which are given in the Schedule hereto annexed, have been established during the period.

## THE SCHEDULE

Sl. No.	No. and title of the Indian Standard established	No. and title of the Indian Standard or Standards, if any, superseded by the new Indian Standard	Brief Particulars
(1)	(2)	(3)	(4)
1	IS : 302-1960 General and Safety Requirements for Light Electrical Appliances ( <i>Revised</i> ).	IS : 302-1951 Specification for General Requirements for Electrical Appliances for Domestic Use.	This standard lays down the general and safety requirements and the related tests or light electrical appliances and the associated accessories and fittings intended for use on circuits in which the operating voltage between terminals exceeds 32 volts but does not exceed 250 volts, and which are to operate at ambient temperatures from 0° to 50°C. (Price Rs. 5.00).
2	IS : 1363-1960 Specification for Black Hexagonal Bolts (6 to 39 mm) with Nuts and Black Hexagonal Screws (6 to 24 mm).	..	This standard covers the requirements of black hexagonal bolts (diameter 6 to 39 mm) with nuts and black hexagonal screws (diameter 6 to 24 mm). (Price Rs. 2.00).
3	IS : 1480-1960 Specification for Metric Scales for General Purposes.	..	This standard covers metric scales, made of wood or plastic materials, for general purposes. (Price Rs. 4.00).
4	IS : 1527-1960 Methods of Chemical Analysis of Fire-clay and Silica Refractory Materials.	..	This standard covers the methods of chemical analysis of fireclay and silica refractory materials. (Price Rs. 5.50).
5	IS : 1643-1960 Code of Practice for Fire Safety of Buildings (General) : Exposure Hazard.	..	This standard covers requirements regarding spacing of buildings to provide adequate safety against exposure hazard. (Price Rs. 2.50).

Copies of these Indian Standards are available for sale with the Indian Standards Institution, "Manak Bhavan", 9 Mathura Road, New Delhi-1 and also at its branch offices at (i) 232 Dr. Dadabhoy Naoroji Road, Bombay-1, (ii) P-11 Mission Row Extension, Calcutta-1, and (iii) 2/21 First Line Beach, Madras-1.

[No. MD/13: 2.]

**S.O. 436.**—In pursuance of sub-regulation (1) of regulation 5 of the Indian Standards Institution (Certification Marks) Regulations, 1955, the Indian Standards Institution hereby notifies that the Indian Standard, particulars of which are given in the Schedule hereto annexed, has been cancelled.

THE SCHEDULE

Sl. No.	No. and title of the Indian Standard cancelled	No. and date of Gazette Notification in which establishment of the Indian Standard was notified
(1)	(2)	(3)
1	IS : 19-1949 Procedures for Testing Cotton Textiles and Cordages (other than Jute) for Resistance to Attack by Micro-Organisms.	S.R.O. 658 dated 26th March, 1955.

[No. MD/13 : 7.]

**S.O. 437.**—In exercise of the powers conferred by sub-regulations (2) and (3) of regulation 3 of the Indian Standards Institution (Certification Marks) Regulations, 1955, the Indian Standards Institution hereby notifies the issue of errata slips particulars of which are given in column (4) of the Schedule hereto annexed, in respect of the Indian Standards specified in column (2) of the said Schedule.

THE SCHEDULE

Sl. No.	No. and Title of Indian Standard	No. and date of Gazette Notification in which establishment of Indian Standard was notified	Particulars of Errata Slip Issued
(1)	(2)	(3)	(4)
1	IS : 209-1956 Specification for Zinc ( <i>Revised</i> ).	S.R.O. 956 dt. 30th March 1957.	In the Foreword at page 2, clause 0.3, please read the third sentence as follows : 'Grade 98.50 is generally used in the manufacture of pigment for paints and for hot dip galvanizing except for galvanizing of wire requiring the stringent wrapping test.'
2	IS : 1373-1959 Specification for Tinned Mild Steel Milk Cans.	S.O. 1037 dt. 30th April 1960.	At page 4, table read with Fig. 2, against 'B', under column '30—Litre Cans', please read '396±3' for '369±3'. At page 5, table read with Fig. 3 : (a) Against 'A', under column '30-, 40- and 50-Litre Cans' Please read '197.0±0.5' for '178.0±0.5' (b) Against 'B', under column '10- and 20-Litre Cans please read '178.0±0.5' for '197.0±0.5'.

Copies of these errata slips are available, free of cost, with the Indian Standards Institution, "Manak Bhavan", 9 Mathura Road, New Delhi-1, and also at its Branch Offices at (i) 232, Dr. Dadabhoy Naoroji Road, Fort, Bombay-1, (ii) P-11, Mission Row Extension, Calcutta-1 and (iii) 2/21, First Line Beach, Madras-1.

[No. MD/13:6.]

C. N. MODAWAL,  
Deputy Director (Marks),

**MINISTRY OF STEEL, MINES & FUEL****(Department of Iron & Steel)***New Delhi, the 15th February 1961*

**S.O. 438.—ESS.COMM/IRON AND STEEL-2(c)/AM(75).**—In exercise of the powers conferred by sub-clause (c) of clause 2 of the Iron and Steel (Control) Order, 1956, the Central Government hereby directs that the following further amendment shall be made to the notification of the Government of India, in the Ministry of Steel, Mines and Fuel, No. S.R.O. 2041/ESS.COMM/IRON AND STEEL-2(c), dated the 11th June, 1957, as amended from time to time, namely:—

In the Schedule annexed to the said notification, in columns 2 and 3 thereof against 'MADRAS' (i) for the existing entry No. (3), the following shall be substituted, namely:—

2	3
"3. The Joint Director of Industries & Commerce (Engineering), Madras.	4, 5, 18, 20 and 28"

*and*

(ii) after the existing entry No. (5), the following shall be added, namely:—

2	3
"6. Special Officer (Controls), Madras.	28"

[No. SC(A)-2(2)/61.]

*New Delhi, the 16th February 1961*

**S.O. 439.—ESS.COMM/IRON & STEEL/4, 5, 18 & 20/AM(1).**—The following Notification issued by the Iron and Steel Controller under clauses 4, 5, 18 and 20 of the Iron and Steel (Control) Order, 1956, is hereby published for general information:—

**"NOTIFICATION**

In pursuance of the provisions of clauses 4, 5, 18 and 20 of the Iron and Steel (Control) Order, 1956, it is notified that the following amendment to the notification published under S.R.O. 657/ESS. COMM/IRON & STEEL—4, 5, 18 and 20, dated 23rd February 1957 by the late Ministry of Heavy Industries, shall be made:—

In condition 1(a) of the said Notification, after entry (8) "Any variety of Pipes, Tubes and Fittings (indigenous or imported)", the following entry shall be added:

"(9) Box Strapping."

**A. S. BAM,**  
Iron and Steel Controller."

[No. SC(A)-1(48)/61.]

*New Delhi, the 20th February 1961*

**S.O. 440.—ESS. COMM/IRON AND STEEL-2(c)/AM(76).**—In exercise of the powers conferred by sub-clause (c) of clause 2 of the Iron and Steel (Control) Order, 1956, the Central Government hereby directs that the following further amendment shall be made to the notification of the Government of India, in the

Ministry of Steel, Mines and Fuel, No. S.R.O. 2041/ESS. COMM/IRON AND STEEL-2(c), dated the 11th June, 1957, as amended from time to time, namely:—

In the Schedule annexed to the said notification, in columns 2 and 3 thereof, against 'OTHERS', the following shall be added, namely:—

1	2	3
	"49. Joint Director (Iron & Steel) and ex- <i>officio</i> Deputy Iron and Steel Controller, Order." Iron and Steel Controller's Office, Calcutta-1,	

[No. SC(A)-1(20)/59.]

J. S. BAIJAL, Under Secy.

## MINISTRY OF FOOD & AGRICULTURE

(Department of Agriculture)

New Delhi, the 20th February 1961

**S.O. 441.**—In pursuance of clauses (i) and (k) of rule 4 of the General Grading and Marking Rules, 1937, and in supersession of the notification of the Government of India in the Ministry of Food and Agriculture (Department of Agriculture) No. F.3-24/59-AM, dated the 20th May, 1960 and F. 3-4/59-AM, dated the 24th May, 1960, the Central Government hereby prescribes with effect from the 1st March 1961, the following rate of charges for ghee, vegetable oils and creamery butter graded under Agmark:—

Ghee—35 Naya paise per 20 kilograms.

Vegetable oils—2 Naye paise per 5 kilograms.

Creamery Butter—4 Naye paise per 3 kilograms.

[No. F. 14-1/61-AM.]

V. S. NIGAM, Under Secy.

## MINISTRY OF HEALTH

New Delhi, the 16th February 1961

**S.O. 442.**—In exercise of the powers conferred by sub-section (2) of section 11 of the Indian Medical Council Act, 1956 (102 of 1956), the Central Government, after consulting the Medical Council of India, hereby makes the following further amendments in the First Schedule to the said Act, namely:—

In the said Schedule—

- (1) in the entries relating to the University of Bombay, after the entry "Diploma in Anaesthesiology .... D.A., Bom.", the following entries shall be inserted, namely:—

"Doctor of Medicine (Tuberculosis) .... M.D. (Tuberculosis), Bom.

Master of Science in Pathology .... M. Sc. (Pathology), Bom.

Doctor of Medicine (Midwifery) .... M.D. (Mid.), Bom.

Master of Surgery (Oto-Rhino-Laryngology) ..... M.S. (Oto-Rhino-Laryngology), Bom. Diploma in Ophthalmology .... D.O., Bom."

- (2) in the entries relating to the University of Lucknow, after the entry "Diploma in Clinical Pathology.....D.C.P., Lucknow", the following entries shall be inserted, namely:—

"Diploma in Orthopaedics .... D. Orth., Lucknow.

Diploma in Tuberculosis Diseases .... D.T.D., Lucknow."

- (3) in the entries relating to the University of Andhra, after the entry "Diploma in Venereal Diseases .... D.V.D., Andhra", the following entries shall be inserted, namely:—  
 "Diploma in Ophthalmology .... D.O. (Ophth.), Andhra.  
 Diploma in Gynaecology and Obstetrics .... D.G.O., Andhra.  
 Doctor of Medicine (Medicine) .... M.D. (Medicine), Andhra.  
 Doctor of Medicine (Pathology & Bacteriology) .... M.D. (Path. & Bact.), Andhra.  
 Doctor of Medicine (Obstetrics & Gynaecology) .... M.D. (Obst. & Gyn.), Andhra.  
 Doctor of Medicine (Pharmacology) .... M.D. (Pharm.), Andhra.  
 Doctor of Medicine (Bacteriology including Pathology) .... M.D. (Bact. including Path.), Andhra.  
 Master of Surgery (E.N.T.) .... M.S. (E.N.T.), Andhra."
- (4) in the entries relating to the University of Agra, after the entry "Diploma in Ophthalmic Medicine and Surgery .... D.O.M.S., Agra", the following entry shall be inserted, namely:—  
 "Diploma in Child Health .... D.C.H., Agra."
- (5) against the University of Bihar, after the entry "Bachelor of Medicine and Bachelor of Surgery .... M.B.,B.S., Bihar", the following entries shall be inserted, namely:—  
 "Doctor of Medicine (Pathology) .... M.D. (Pathology), Bihar.  
 Master of Surgery (Anatomy) .... M.S. (Anatomy), Bihar.  
 Doctor of Medicine (Medicine) .... M.D. (Medicine), Bihar.  
 Master of Surgery (Surgery) .... M.S. (Surgery), Bihar"
- (6) against the University of Poona, after the entry "Bachelor of Medicine and Bachelor of Surgery .... M.B.,B.S. (Poona)", the following entry shall be inserted, namely:—  
 "Doctor of Medicine (Midwifery) .... M.D. (Mid.), Poona."
- (7) against the Gujarat University, after the entry "Bachelor of Medicine and Bachelor of Surgery .... M.B.,B.S., (Gujarat)", the following entries shall be inserted, namely:—  
 "Master of Surgery (General Surgery) .... M.S. (General Surgery), Gujarat.  
 Doctor of Medicine (Medicine & Therapeutics) .... M.D. (Medicine & Therapeutics), Gujarat.  
 Doctor of Medicine (Obstetrics & Gynaecology) .... M.D. (Obst. & Gyn.), Gujarat."
- (8) in the entries relating to the University of Rajputana, after the entry "Master of Science in Medical Pharmacology .... M.Sc. (Med.) (Pharm.), Rajputana", the following entry shall be inserted, namely:—  
 "Master of Science in Medical Anatomy .... M. Sc. (Medical) (Anatomy), Rajputana."
- (9) in the entries relating to the University of Rajasthan, after the entry "Master of Science (Medical) (Pharmacology) .... M.Sc. (Med.) (Pharm.), Rajputana", the following entry shall be inserted, namely:—  
 "Master of Science in Medical Anatomy .... M.Sc. (Medical) (Anatomy), Rajasthan".

(This qualification shall be a recognised medical qualification only when granted on or after the 1st July, 1957.)

- (10) in the entries relating to the University of Baroda, after the entry "Master of Science in Physiology .... M.Sc. (Physiology), Baroda", the following entries shall be inserted, namely:—  
 "Diploma in Anaesthesia .... D.A., Baroda.  
 Doctor of Medicine (Pathology) .... M.D. (Path.), Baroda.  
 Diploma in Oto-Rhino-Laryngology .... D.L.O., Baroda."

[No. F. 17-39/60-M.1.]

R. B. JAIN, Under Secy.

# MINISTRY OF WORKS, HOUSING AND SUPPLY

*New Delhi, the 15th February 1961*

**S.O. 443.**—In exercise of the powers conferred by Section 3 of the Public Premises (Eviction of Unauthorised Occupants) Act, 1958 (32 of 1958), the Central Government hereby makes the following amendments in the notification of the Government of India in the Ministry of Works, Housing and Supply No. S.O. 307, dated the 28th January, 1959 namely:—

In the table below notification No. 307, dated 28th January 1959 in column 1 against Serial No. 33 substitute the words 'Administrative Officer' for 'Chairman' appearing before the words, 'Central Tractor Organisation, New Delhi' and against Serial No. 34 substitute the words 'Director, Tractor Training and Testing Station, Bundi' for 'Officer-in-Charge, Tractor Training Centre, Bundi'.

[No. 14/3/60-Acc.]

*New Delhi, the 16th February 1961*

**S.O. 444.**—In exercise of the powers conferred by section 3 of the Public Premises (Eviction of Unauthorised Occupants) Act, 1958 (32 of 1958), the Central Government hereby appoints the officers mentioned in column 1 of the table below, being gazetted officers of Government, to be estate officers for the purposes of the said Act who shall exercise the powers conferred, and perform the duties imposed, on estate officers by or under the said Act within the local limits of their respective jurisdiction in respect of the public premises specified in the corresponding entries in column 2 of the said table.

THE TABLE

Designation of Officers	Categories of public premises and local limits of jurisdiction
1	2
1. The Executive Engineer, 'D' Division, Central Public Works Department, New Delhi . . . . .	Premises under the administrative control of the Central Public Works Department situated within the local limits of his jurisdiction,
2. The Executive Engineer, 'F' Division, Central P. W. D., New Delhi . . . . .	Do.
3. The Executive Engineer, 'G' Division, Central P. W. D., New Delhi . . . . .	Do.
4. The Executive Engineer, 'K' Division, Central P. W. D., New Delhi . . . . .	Do.
5. The Executive Engineer, 'A' Division, Central P. W. D., New Delhi . . . . .	Do.
6. The Executive Engineer, 'B' Division, Central P. W. D., New Delhi . . . . .	Do.
7. The Executive Engineer, 'C' Division, Central P. W. D., New Delhi . . . . .	Do.
8. The Executive Engineer, Presidents Estate Division, New Delhi . . . . .	Do.
9. The Executive Engineer, Parliament Works Division, New Delhi . . . . .	Do.
10. The Executive Engineer, Construction Division No. I, C. P. W. D., New Delhi . . . . .	Do.

[No. 14/3/60-Acc.]

*New Delhi, the 20th February 1961*

**S.O. 445.**—In exercise of the powers conferred by Section 3 of the Public Premises (Eviction of Unauthorised Occupants) Act, 1958 (32 of 1958), the Central Government hereby appoints the officers mentioned in column 1 of the table below, being gazetted officers of Government, to be estate officers for the purposes

of the said Act who shall exercise the powers conferred, and perform the duties imposed, on estate officers by or under the said Act within the local limits of their respective jurisdiction in respect of the public premises specified in the corresponding entries in column 2 of the said table.

THE TABLE

Designation of Officers	Categories of public premises and local limits of jurisdiction
1	2
1. The Superintending Engineer, First Circle, Central Public Works Department, New Delhi	Premises under the administrative control of the Central Public Works Department situated within the local limits of his jurisdiction.
2. The Superintending Engineer, Second Circle, CPWD, New Delhi.	Do.
3. The Superintending Engineer, Central Circle, CPWD, New Delhi.	Do.
4. The Superintending Engineer, Construction Circle, CPWD, New Delhi.	Do.
5. The Superintending Engineer, Calcutta Central Circle, No. 1, C.P.W.D., Calcutta	Do.
6. The Superintending Engineer, Calcutta Central Circle, No. 2, C.P.W.D., Calcutta.	Do.
7. The Superintending Engineer, Madras Central Circle, CPWD, Madras.	Do.
8. The Superintending Engineer, Bombay Central Circle, CPWD, Bombay	Do.
9. The Superintending Engineer, Third Circle, CPWD, New Delhi.	Do.

[No. 14/3/60-Acc.]

D. R. MITAL, Under Secy.

## MINISTRY OF REHABILITATION

*New Delhi, the 14th February 1961*

**S.O. 446.**—Whereas the Central Government is of the opinion that it is necessary to acquire the evacuee property in the State of Madras for a public purpose, being a purpose connected with the relief and rehabilitation of displaced persons, including payment of compensation to such persons;

Now, therefore, in exercise of the powers conferred by Section 12 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954 (44 of 1954), it is notified that the Central Government has decided to acquire, and hereby acquires the evacuee properties specified in the Schedule.

## SCHEDULE

Serial No.	Particulars of the property	Name of the town locality in which evacuee property is situated.	Name of the evacuee.
1.	House bearing Door No. 68, S. No. 802.	Kumaram Street, Tirhpur Municipal Town, Palaedem Taluk, Coimbatore District.	A. Samuel.

[No. 1(1216)58/Comp.III/Prop.]



**S.O. 447.**—Whereas the Central Government is of the opinion that it is necessary to acquire the evacuee properties in the State of Gujrat for a public purpose, being a purpose connected with the relief and rehabilitation of displaced persons, including payment of compensation to such persons;

Now, therefore, in exercise of the powers conferred by Section 12 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954 (44 of 1954), it is notified that the Central Government has decided to acquire, and hereby acquires the evacuee properties specified in the Schedule.

SCHEDULE

Serial No.	Particulars of the property	Name of the town locality in which evacuee property is situated	Name of the evacuee
1	12	Jail Road, Surendranagar, Zalawad District.	Ahmed and Mohamamiya, son of Ibrahimmiya.
2	27	Mian Road, Sayla, Zalawad District.	Alibhai Vasram.
3	65	Ghanchi Khidki Road, Jamnagar, Halar District.	Abdulmajid Tarmohamed Haji Hassam.

[No. 1 (1216) 58/Comp. III/Prop.]

**S.O. 448.**—Whereas the Central Government is of the opinion that it is necessary to acquire the evacuee properties in the State of Gujrat for a public purpose, being a purpose connected with the relief and rehabilitation of displaced persons, including payment of compensation to such persons;

Now, therefore, in exercise of the powers conferred by Section 12 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954 (44 of 1954), it is notified that the Central Government has decided to acquire, and hereby acquires the evacuee properties specified in the Schedule.

SCHEDULE

Serial No.	Particulars of the property	Name of the town locality in which the evacuee property is situated	Name of the evacuee
1	M.C. No. 3596, C.T. S. No. 4743, Kaji's Dhabha.	Jamalpur, Ahmedabad.	Nurmahmed Musaji.
2	M.C. No. 1781, & 1781/1, Raikhad.	Raikhad, Ahmedabad.	B. N. Kadri.
3	M.C. No. 5074, 5075, Mota Bamba.	Jamalpur, Ahmedabad.	Karimbhai Usmanbhai.
4	M.C. No. 1137, C.N. S.No. 4564, 4565, Mulla Haruni Pole.	Dariapur-I, Ahmedabad.	Mohmedusen Gulammahmed

[No. 1 (1216) 58/Comp. III/Prop.]

**S.O. 449.**—Whereas the Central Government is of the opinion that it is necessary to acquire the evacuee properties in the State of Madras for a public purpose, being a purpose connected with the relief and rehabilitation of displaced persons, including payment of compensation to such persons;

Now, therefore, in exercise of the powers conferred by Section 12 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954 (44 of 1954), it is notified that the Central Government has decided to acquire, and hereby acquires the evacuee properties specified in the Schedule.

## SCHEDULE

Serial No.	Particulars of the property	Extent	Assessment	Name of the town, locality in which the evacuee property is situated	Name of the evacuee
			Rs.		
1.	Alanjimarani Punjai	10—27	9-15-0	Purshotamapuram Agraharam Group	Shri M. A. Wasiff, S/o Naziruddin Sahib.
2.	Nagarinilam Punjai	2—67	2-4-0	IA Krishnagiri	
3.	Perumal Kuttai Kollai	1—02	4-12-0	Taluk, Salem District.	
4.	Punjai Taram Nanjai	0—41	2-0-0		
5.	Peemaram Nanjai	3—88	3-10-0		
6.	Kuttai Punjai	2—15	2-2-0		
7.	Peemaram Nunjai	7-35	7-3-0		
8.	Thotti Inam Nanjai	0—88	4-13-0		

[No. 1 (1216) 58/Comp. III/Prop.]

**S.O. 450.**—Whereas the Central Government is of the opinion that it is necessary to acquire the evacuee property in the State of Maharashtra for a public purpose, being a purpose connected with the relief and rehabilitation of displaced persons including payment of compensation to such persons;

Now, therefore, in exercise of the powers conferred by Section 12 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954 (44 of 1954), it is notified that the Central Government has decided to acquire, and hereby acquires the evacuee properties specified in the Schedule.

## SCHEDULE

Serial No.	Particulars of the property	Name of the town, locality in which evacuee property is situated	Name of the evacuee
1.	185, Zakeria Masjid Street, B Ward No. 2129(3).	185, Zakeria, Masjid Street, Bombay.	Smt. Fatima-bai, wife of Abdul Satar Haji Musa.

[No. 1 (1216) 58/Comp. III/Prop.]

**S.O. 451.**—Whereas the Central Government is of the opinion that it is necessary to acquire the evacuee property in the State of Bombay for a public purpose, being a purpose connected with the relief and rehabilitation of displaced persons including payment of compensation to such persons;

Now, therefore, in exercise of the powers conferred by Section 12 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954 (44 of 1954), it is notified that the Central Government has decided to acquire and hereby acquires the evacuee properties specified in the Schedule.

## SCHEDULE

Serial No.	Particulars of the property	Name of the town locality in which evacuee property is situated	Name, of the evacuee
1.	House No. 539	Jaisingpura, Aurangabad	Razia, daughter of Gulam Mohiuddin.

[No. 1 (1216) 58/Comp. III/Prop.]

*New Delhi, the 16th February 1961*

**S.O. 452.**—Whereas the Central Government is of the opinion that it is necessary to acquire the evacuee properties in the Union territory of Delhi, specified in the Schedule below for a public purpose being a purpose connected with the relief and rehabilitation of displaced persons, including payment of compensation to such persons;

Now, therefore, in exercise of the powers conferred by Section 12 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954 (44 of 1954), it is notified that the Central Government has decided to acquire, and hereby acquires the said evacuee properties.

THE SCHEDULE

Sl. No.	Particulars of evacuee property	Name of the town and locality in which the evacuee property is situated	Name of the evacuee
1	VII/827/909 . . .	Farash Khana, Delhi . . .	Shri Khalilur Rehman Shri Zikarul Rehman Shri Attul Rehman Mst. Haseena Begum and Mst. Hajra Begum.
2	VII/827A/910 . . .	Farash Khana, Delhi . . .	Shri Khalilur Rehman Shri Zikarul Rehman Shri Attul Rehman Mst. Haseena Begum and Mst. Hajra Begum.
3	VII/832/915 . . .	Farash Khana, Delhi . . .	Shri Khalilur Rehman Shri Zikarul Rehman Shri Attul Rehman Mst. Haseena Begum and Hajra Begum.
4	VII/1040/1386 . . .	Farash Khana, Delhi] . . .	Shri Khalilur Rehman Shri Zikarul Rehman Shri Attul Rehman Mst. Haseena Begum and Hajra Begum.
5	VII/1046[1391 . . .	Farash Khana, Delhi . . .	Shri Khalilur Rehman Shri Zikarul Rehman Shri Attul Rehman Mst. Haseena Begum and Mst. Hajra Begum.
6	VII 1054/1403 . . .	Farash Khana, Delhi	Shri Khalilur Rehman Shri Zikarul Rehman. Shri Attul Rehman Mst. Haseena Begum and Mst. Hajra Begum.

[Fr(1218)58/Comp. III/Prop.]

*New Delhi, the 20th February 1961*

**S.O. 453.**—Whereas the Central Government is of the opinion that it is necessary to acquire the evacuee properties specified in the Schedule hereto annexed in the State of Uttar Pradesh for a public purpose, being a purpose connected with the relief and rehabilitation of displaced persons including payment of compensation to such persons;

Now, therefore, in exercise of the powers conferred by Section 12 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954 (44 of 1954), it is notified that the Central Government has decided to acquire, and hereby acquires, the evacuee properties specified in the Schedule hereto annexed.

THE SCHEDULE

Sl. No.	Particulars of the evacuee property	Name of the town, locality and village in which the property is situated	Name of the evacuee
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DISTRICT BAREILLY

1	EA 16/269	Bhoor	Ali Bux.
2	EB 11/9	Kankar Tola	Mehboob Ali Khan son of Mushraf Ali Khan.
3	EB 17/289	Chak	Rakqan wife of Hadi Yar Khan.
4	EC 3/95	Soofitola	Faiz Beg son of Nanney.
5	EB 6/210	Katkunja	Abbas Khan son of Hadi Yar Khan.
6	WA 15/294	Surkha Chawani	Batukan wife of Rafiq.
7	WB/12/144AB	Kanghi Tola	Ali Husain son of Nabi Bux.
8	ED 15/137	Alamgir Ganj	Rahim Bux <i>alias</i> Lallu and Jamil sons of Nabi Bux.
9	EC 2/233	Soofitola	Mohd. Bux son of Natha.
10	WA 9/73	Gulab Nagar	Lali wife of Mumtaz Navi.
11	WC 7/7, WB 7/78 M. No. 6/1/9	Jasoli	Abdul Gaui and Azizan wife of Chida.
12	WB 11/235	Zakhira	Ashfaq Ahmad son of Manzoor Ali.
13	WD 3/29	Darji Chowk	Islamul Navi Ehtasul Nabi sons of Bakhshul Navi.
14	WC 4/114	Malookpur	Ashagari, Sarwari and others daughters of Bulaqi.
15	WA 3/237	Garhi	Anwar Husain and Mohammad Sadiq sons of Inamullah.
16	WD 21/62, 63, 76 to 81 ABCDEFGH	Biharipur.	Mohammad Nasiruddin, Zahuruddin sons of Bashiruddin.
17	EA 13/78	Kanungoyan	Nakisa Banu wife of Sultan Mohammad Qureshi.
18	ED 14/447	Bansmandi	Kamni Begum daughter of Mohammad Bux.
19	WB 10/82	Zakhira	Piarcy Begum wife of Fakhruddin.
20	WB 13/33-34	Domani Masjid	Wazir Ali Khan <i>alias</i> Wazir Ahmad Khan son of Ahmad Husain Khan.
21	EBX/15/183	Rohili Tola	Chaman son of Munna.
22	760	Aonla Ganj	Hamid Husain and others sons of Mohammad Khan.
23	WC 6/29, plot attached.	Malookpur	Mehndi Khan son of Kabir Ali.
24	WB 1/209	Gariha	Hashmat Ali.
25	EB 5/17	Qazitola	Aziz Begum wife of Fareed Ahmad Khan.
26	EB 6/222	Katkunja	Mohammad Safi son of Karim Shah.
27	EC 7/83-A	Katra Chand Khan	Faggo wife of Nanney Ali.
28	EA 6/115	Shahagad	Haider Ali <i>alias</i> Haider Bux son of Bahadur Ali.
29	WA 21/37	Hawani Ashraf Khan	Ahmad Bhishti.
30	CA 7/188	Sadar Bazar	Abdul Zalil Abdul Baqi sons of Abdul Razak.
31	WA 18/132	Chah Bai	Raisuddin son of Chidda Khan.
32	CB 5/256	Line Pur	Akbar Ali son of Nisar Ali.
33	WB 11/64, (6-1-58)	Zakhira	Rafiqan daughter of Kunmai wife of Fazal Ahmad.
34	WB 26/NIL (Land underneath the)	Salignagar house)	Nauskey son of Dhamai.
35	WC 6/20	Malookpur	Shamim Begum daughter of Mahmoodur Rehman.

DISTRICT SHAHARANPUR

1	B4/23, 22	Deoband	Mohammad Hanif son of Mohammad Ishaq.
2	P5/36	Khanibag, Saharanpur	Inamulhaq son of Fazalhaq.
3	C5/37	Khajooritola, Saharanpur.	Mohammad Ashaq son of Mohammad Ashiq.
4	M/10	Mubarak Ali, Gangoh	Faiz Mohammad son of Abu Mohammad.
5	I/194	Ilahi Bux, Gangoh.	Zahoorul Hasan son of Hamidul Hasan.

Sl. No.	Particulars of evacuee property	Name of the town, locality and village in which the property is situated	Name of evacuee
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## DISTRICT JHANSI

1	Shop Number 3	Chhaniapura	Khudadad Khan son of Didar Khan.
2	Shop Number 4	Do.	Do.
3	Shop Number 5	Do.	Do.

[No. 1 (1217) 58/Comp. III Prop.]

## CORRIGENDA

*New Delhi, the 14th February 1961*

**S.O. 454.**—In the Schedule annexed to the notification of the Government of India in the Ministry of Rehabilitation S.O. No. 762 published at pages 1104-1108 of Part II Section 3(ii) of the Gazette of India dated the 26th March, 1960—

1. Against Serial No. I for XIV/6565-79/5126-29 read XIV/6565-70/5126-29.
2. Against Serial No. 21 for XIV/9408-90/7945-46 read XIV/9408-09/7945-46.
3. Against Serial No. 40 for XIII/784-88/670-73 read XIII/784-88/670-75.
4. Against Serial No. 58 for VII/1129/1583-85 and VII/1130AB/1602-A read VII/1129/1583-85 and VII/1130AB/1602-4.

[No. F1(1218)58/Com.III/Prop.]

**S.O. 455.**—In the Schedule annexed to the notification of the Government of India in the Ministry of Rehabilitation S.O. No. 31 dated the 24th December, 1958 published at pages 34-37 of Part II Section 3(ii) of the Gazette of India dated the 3rd January, 1959—

1. Against Serial No. 13 for WCIV/138/XVIII/353 & 361 read WCIV/138/XVIII/353, 353/1 & 361.
2. Against Serial No. 37 for WCIV/183C/XVIII/279 read WCIV/193C/XVIII/279.
3. Against Serial No. 87 for XII/3779-81 (Part) 2727-28 read XII/3779-81 (Part)/2727-28.
4. Against Serial No. 103 for VI/605/1316 & 1330 read VI/605/1316 to 1320.
5. Against Serial No. 105 for VI/2569-73/5183-85 read VI/2569-73/5183-5188.

[No. F1(1218)58/Comp.III/Prop.]

I. N. CHIB,

Dy. Chief Settlement Commissioner &  
*Ex-Officio* Dy. Secy.

## MINISTRY OF LABOUR AND EMPLOYMENT

*New Delhi, the 15th February 1961*

**S.O. 456.**—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Arbitrator in the industrial dispute between the British India Steam Navigation Company Limited, Bombay and their workmen.

## BEFORE SHRI F. JEEJEEBHROY, ARBITRATOR

In the matter of arbitration

BETWEEN

The British India Steam Navigation Co. Ltd., Bombay

AND

their workmen of the cargo department represented by the Dock, Clerical and Administrative Workers' Union, Bombay.

*Bombay Dated: 2nd February 1961*

## APPEARANCES:

*For the employers:* Shri S. D. Vimaladal, with Shri R. P. Vachha, instructed by Crawford Bayley & Co.

*For the workmen:* Shri George Fernandes, President, Shri I. T. Collisco, General Secretary, and Shri D. V. Ambeskar, Joint Secretary, of the Union.

STATE: Maharashtra.

INDUSTRY: Shipping.

## AWARD

By its Order dated 22nd October 1960 the Government of India in the Ministry of Labour and Employment published an arbitration agreement (in pursuance of sub-section (3) of section 10-A of the Industrial Disputes Act, 1947), whereby the parties to the agreement, namely, the British India Steam Navigation Company Ltd., Bombay, and their workmen represented by the Dock, Clerical and Administrative Workers' Union, Bombay, agreed to refer certain industrial disputes to me as sole arbitrator.

2. The matters referred are as follows:—

- (a) Whether the retrenchment of the workmen of the Cargo department in Bombay is justified.
- (b) If not, what relief should be extended to the retrenched workmen.
- (c) If yes, whether the retrenched workmen are entitled to any more monetary relief than what has already been extended.

3. The facts are shortly these: The British India Steam Navigation Co. Ltd., is a concern duly incorporated and is an entity by itself. It is one of the shipping companies under the agency of Mackinnon Mackenzie & Co. Ltd., which act as agent also for the P. & O., the Isthmian Line, and some other lesser traffic.

4. The British India Steam Navigation Co. Ltd., has had its own cargo department in Bombay, which it has decided to close down, and in future that work is to be done by the Stevedores of Bombay; and in pursuance of that decision, and as the first phase of retrenchment, it has retrenched 135 of the personnel of that department; another 16 who are now afloat with ships in different parts of the world are to be retrenched on arrival. The total personnel of the cargo department has been 250 consisting of tally clerks and supervisors etc. Thus as a result of the retrenchment, those who still remain with the company numbering about 75 are of the higher categories, and it is said that they are being retained in the interim period until the transfer of the work of the cargo department to the stevedores has been smoothly effected.

5. The cargo department, besides attending to the export and import cargo work of the ships of the B.I.S.N. Co., was also utilised for working the ships of such lines as were under the agency of Mackinnon Mackenzie & Co. and the B.I.S.N. Co. was duly paid for such services. But such work constituted only about one-sixth of the total work done by the cargo department.

6. The company contends that the retrenchment has been necessitated on the grounds of economy and convenience that there had been a drop in the business of the concern, and while at one time the company had a monopoly of several specialised routes such as the Indian coastal trade, the Burma Rice trade, Mauritius sugar trade, and the Karachi-Bombay passenger service, these have now been wholly or largely eliminated. The concern therefore contends that the main purpose for which the cargo department had been set up had largely disappeared, and

that by carrying on the business as they had been doing they had been spending much more than was necessary or desirable; they expect to economise to the tune of Rs. 2½ lakhs a year by thus closing down the department and handing over the work to the stevedores of Bombay.

7. The company had started this cargo department long ago with a nucleus of 30 to 40 permanent employees, and the rest had been casual daily paid labour. In 1939 some of the casual labour were made permanent, but the majority continued to be casual. In 1947 the company introduced a scheme of reorganisation by way of decasualisation, which had the result of diminishing the work of casual daily labour, with the result that the dispute arising therefrom went to adjudication before an Industrial Tribunal (Shri Naik).

8. Labour contends that the closure which is the subject matter before me is not *bona fide*; that the company had acted *mala fide* even on the occasion out of which the dispute was referred to Shri Naik in 1953; that at the hearing of the bonus dispute for the years 1956-1957 and 1957-1958 the company had threatened retrenchment; that the present retrenchment is the result of a charter of demands submitted by the union on 1-6-1960, the actual notice of termination being dated 29-7-1960. The union has also alleged that the company has increased its officers' wages by 11½%; but the employers here explain that as a result of the pressure of the unions of sea-going personnel of British Shipping Companies in the United Kingdom this increase has been given and only to the sea-going officers. The non-sea going officers have not been given this increase.

9. In reply to the main allegations of labour the company states that the present closure is *bona fide* and has been decided upon for the purposes of economy and convenience; that what they stated at the bonus adjudication must be read as recorded by the Adjudicator; that no *mala fides* exist, and their *bona fides* are largely established by the very fact that they have already closed down their cargo offices at Karachi and Rangoon, and that retrenchment in Calcutta is imminent. As regards the charge that the company decided on the retrenchment because of the charter of demands of the employees made on 1-6-1960, the company has produced a letter from their head office, dated 28-11-1958 of which exhibit E-8 has been filed as true copy by consent; in that letter the Head Office of Mackinnon Mackenzie & Co. the Managing Agents in Calcutta wrote to the Bombay office drawing attention to the heavy expenses incurred by the cargo department, and stating that while the closing down of the department would be entirely for decision by principals, they would like the views of the Bombay office on this department with particular reference to effecting economies.

10. Now, the principles governing the rights of employers and workmen in matters concerning closure and retrenchment have been considered by their Lordships of the Supreme Court in the case of D. Macropollo & Co. Private Ltd., and their employees' union and others (1958 II LLJ pp 492 to 498). Their Lordships observed at page 497.

"There is one more point which needs to be considered. The learned Judge has observed in his judgment that the appellant has "got the fundamental right to reorganize their business or close a particular department or section with a view to rationalise or economise their business." As we have already pointed out, the learned Judge has not considered the merits of the reorganisation scheme, though it would appear from the earlier observations in his judgment that he intended so to do. If the reorganized scheme has been adopted by the appellant for reasons of economy and convenience, and it has been introduced in all the areas of its business, the fact that its implementation would lead to the discharge of some of the employees would have no material bearing on the question as to whether the reorganization has been adopted by the appellant *bona fide* or not, and so the learned Judge was clearly in error in attaching importance to the consequence of reorganisation, in regard to the fourteen salesmen in the present case. Their discharge and retrenchment would have to be considered as an inevitable, though very unfortunate, consequence of the reorganised scheme which the employer, acting *bona fide*, was entitled to adopt."

11. These principles were applied by the High Court of Calcutta in the case of Royal Calcutta Golf Club (1960 1 LLJ p. 464).

12. I have carefully considered all the facts involved in this reference with very considerable sympathy for the persons who are being retrenched. There are on the one hand the rights of the management arising from the Constitution, and

the position of employers in cases of retrenchment as stated by their Lordships of the Supreme Court. On the other hand there is for consideration labour's claim here to continuance of service based on the allegations that the retrenchment is *mala fide* and unnecessary, and thus unsustainable, that the giving of the work to 'contractors' is contrary to good labour practice, and that in any event the company will not save anything by giving the work to stevedores.

13. There had been a gradual but perceptible dwindling of tonnage handled by the B.I.S.N. Co. in Bombay Port and in the year 1960 it had fallen to 1.84 lacs tons of imports and 2½ lacs tons of exports.

14. The company contends that there is no relevance in the reference to the Industrial Tribunal's (Shri S. H. Naik) award published in the Gazette of India dated 23rd January 1954 (pp 214 to 224) where *mala fides* had been imputed to the concern in respect of four persons who were reinstated. The company had stopped giving work to four workmen in 1949, and they were 'reinstated' by the Adjudicator; another 135 had failed to find a place in the new decasualisation scheme and the Adjudicator gave the persons concerned compensation. They were 'casuals'; and even according to the learned Adjudicator the casuals could not expect continuous employment. In any event, for establishing present day allegation of *mala fides* it is a long call to what happened to those other persons in 1949 or even in 1954, under the then existing management and under conditions and circumstances then prevailing.

15. As regards the allegation that whenever labour made a claim it was threatened with retrenchment, this is denied by the management. In the bonus dispute for the years 1956-1957 and 1957-1958 the company was emphasizing the heavy burden it had to bear by reason of its having to sustain this uneconomic cargo department; and the bonus issue was determined on three principal features, namely, the existence of the cargo department, satisfactory work by labour, and global profits, the company having a consolidated balance sheet.

16. As regards the allegation that the notices of retrenchment were the consequence of the charter of demands issued by the workmen, the letter Ex. 8 dated 28th November, 1958, as well as the fact that the cargo departments in Karachi and Rangoon have already closed down, are relied upon by the management not only as an answer to the allegation but also as an indication of the state of business of their cargo department in the East and the steps which were being taken to meet the position.

17. Labour has next contended that as a result of the retrenchment the company was in fact giving the work to contractors and that this is contrary to the present day notions of social justice. Without doubt there have been many cases in the past where contractors have exploited labour, but steps have been taken more recently to see that the contractors give their employees a fair deal; and many a contract with contractors these days has a fair wages clause. The company however contends that it is inappropriate to label the stevedores as contractors, for they are a well organised group, and the rates at which they pay their labour are settled; the introduction of the Dock Workers (Regulation of Employment) Act, and the rules made thereunder in 1951 and 1956, testify to this position; it is therefore not correct to say that the employers are recklessly handing over this work to a set of contractors irresponsible towards their employees. The company points out that its decision to carry on the work through recognised stevedores is in accord with the manner in which most other shipping companies do their import and export work in Bombay. It is true that some shipping companies have a small staff of their own for this class of work; for instance, the Great Eastern Shipping Co. Ltd., Bombay, has on its rolls about 14 personnel doing this type of work; but by and large the cargo work is now being done for the shipping companies (resident or represented by agents) by stevedores; and there have not been any basic complaints regarding the stevedores' work; only the usual minor ones which arise out of normal day to day handling of cargo.

18. Figures of comparative costs have been produced by the concern, and have been examined by me, and have been criticised by Shri Fernandez on behalf of the union. I am however satisfied that substantial economy will result to the company by reason of the reorganisation; and in this connection there is a point in the contention of the company that their management would be open to criticism if they continued as at present with the cargo department.

19. I have given careful consideration to the issues before me and to the facts and arguments which have been advanced. I find that owing to circumstances beyond their control the company had been obliged for reasons of economy and



convenience to close down their cargo department, which is their only department functioning here. In doing so the company has acted *bona fide*, and no *mala fides* have been established; and the company in utilising the services of the stevedores for the handling of its diminished work is following the pattern prevalent by and large in Bombay Port.

I answer issue (a) in the affirmative; and issue (b) thus does not arise.

20. As regards the third issue, whether the retrenched workmen are entitled to any more monetary relief than what has already been given, section 25J(2) of the Industrial Disputes Act has been referred to. It is not in dispute that the company has fully complied with the provisions of this Chapter VA in all respects regarding monetary relief; and the trend of decisions favours the view that the scheme of payments on account of retrenchment as provided in the Act is a standard one, having regard to the specific terms of section 25J(2).

21. As a matter of fact the employers have gone a good deal beyond the retrenchment relief which is provided by the Act. In this concern there is a scheme of gratuity for service up to 15 years, and after 15 years service a pension scheme comes into force. Exhibit 3 reproduces a memorandum of settlement of 2-2-1957 regarding retirement benefits between the concern and the union. Pension after 15 years of service is payable as under:—

15 to 20 years—1/4th	{ of the last salary drawn by the employee concerned.
20 to 25 years—1/3rd	
25 to 30 years—1/2nd	
30 and upwards—	

The company has the right to retire an employee after 30 years service; similarly the employee has the right to retire at his own option after completion of 30 years' service.

22. As regards the gratuity scheme, gratuity is payable on the death of an employee while in the service of the company or on his physical or mental disability to continue further in service, and it applies to those with less than 15 years service with the company.

23. On retrenchment the workmen before me have been paid their notice pay, the statutory compensation, pay for accumulated leave, an *ex gratia* payment, and in cases of service above 15 years pensions ranging from Rs. 38.87 to Rs. 53.75 per month. The total disbursements by the concern under the heads of notice pay compensation, pay for accumulated leave and *ex gratia* payment (apart from pension), have cost the company over Rs. 6 lakhs for the persons so far retrenched (See Ex. 6). There is in addition a monthly payment of Rs. 1701.10 by way of pensions. The concern, after paying everything that it was statutorily bound to pay has made *ex gratia* payment amounting to over two lakhs of rupees.

24. Labour contends that the *ex gratia* payment is not sufficient; but assuming that I am free to give something more than the statutory benefits, I am unable to hold that the sum total of benefits received by the workmen is less than what is usually given in similar circumstances. No doubt what has been paid to the retrenched workmen will not be an adequate substitute for their jobs; but retrenchment relief and compensation are given to meet those adverse conditions in which an employee unfortunately finds himself upon retrenchment, as stated by the Labour Appellate Tribunal in the case of General Motors (1953 1 LLJ p. 748).

25. The company has been endeavouring to help the retrenched workmen in getting jobs and has been pressing the stevedores to take on as many as they can. The company has had a system whereby volunteers from the cargo department were sent afloat in the company's ships to help with the cargo at the different ports; these men are well remunerated and they have to sign on under Articles for periods which quite often extend to 2 years. The company has agreed with the union that a roster of suitable persons out of the retrenched personnel be maintained to provide employment afloat whenever practicable.

26. Issue (c) is answered in the negative. But during the course of the hearing efforts were made by the parties to come to some agreement for a larger measure of *ex gratia* compensation than already given; but no agreed figure was forthcoming, however, as a gesture of good will, has formally intimated to

me that without prejudice, it is prepared to pay all the retrenched workmen the equivalent of two months' basic wages as additional *ex gratia* payment; and I am glad that the benefits to the workmen will thus be augmented.

27. Accordingly I make my award as aforesaid

Sd/- F. JEEJEEBHAY,  
Arbitrator.

[No. 28/55/60/LRIV.]

#### ORDER

*New Delhi, the 16th February 1961*

**S.O. 457.**—Whereas a vacancy has occurred in the office of the Presiding Officer of the Industrial Tribunal, Dhanbad, constituted by the order of the Government of India in the Ministry of Labour, No. S.O. 103, dated the 11th January, 1960;

Now, therefore, in pursuance of the provisions of section 8 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby appoints Shri Salim M. Merchant as Presiding Officer of the Industrial Tribunal constituted as aforesaid.

[No. F. 21(1)/61-LR-III.]

G. JAGANNATHAN, Under Secy.

*New Delhi, the 17th February 1961*

**S.O. 458.**—The Government of the State of Gujarat having nominated, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Employees' State Insurance Act, 1948 (34 of 1948), Dr. M. J. Shah, Director of Medical Services, Gujarat, Ahmedabad, as a member representing the said State on the Medical Benefit Council, the Central Government in pursuance of the said section 10, hereby makes the following further amendment in the notification of the Government of India in the Ministry of Labour and Employment No. HI-1(1)/58, dated the 1st July, 1958, namely:—

In the said notification, under the heading 'Members' and sub-heading '[Nominated by the State Governments concerned under clause (d) of sub-section (1) of section 10]' after item (16), the following item shall be inserted namely:—

"(16A) Dr. M. J. Shah, Director of Medical Services, Gujarat, Ahmedabad."

[No. F. HI-1(32)/60.]

*New Delhi, the 21st February 1961*

**S.O. 459.**—The notification of the Government of India in the Ministry of Labour and Employment S.O. No. 2843 dated the 17th November, 1960 and published in the Gazette of India, Part II—Sub-Section (II) of Section 3, dated the 26th November, 1960 is hereby cancelled.

[No. F. PL-9(5)/60.]

BALWANT SINGH, Under Secy.

*New Delhi, the 20th February 1961*

**S.O. 460.**—Whereas immediately before the Employees' Provident Funds Act, 1952 (19 of 1952), became applicable with effect from the 1st October, 1956, to the factory known as the Bombay Gas Company Limited (Gas Works), Chinchpokli, Lalbaug, Bombay-12, there was in existence a provident fund common to the employees employed in the factory, to which the said Act applies, and the employees in its Head Office situated at Empire House, 214, Dr. Dadabhai Naoroji Road, Fort, Bombay-1;

Now, therefore, in exercise of the powers conferred by section 3 of the said Act, the Central Government hereby directs that the provisions of that Act shall also apply to the said Head Office.

[No. PF.II.7(10)/60.]

*New Delhi, the 21st February 1961*

**S.O. 461.**—Whereas immediately before the Employees' Provident Funds Act, 1952 (19 of 1952), became applicable with effect from the 1st July, 1960, to the factory known as the Stanes Motors (South India) Limited, 6/8, Trichy Road, P.B. 284, Coimbatore, (Madras State), there was in existence a provident fund common to the employees employed in the factory, to which the said Act applies and the employees in the other establishments specified in the Schedule hereto annexed;

Now, therefore, in exercise of the powers conferred by section 3 of the said Act, the Central Government hereby directs that the provisions of that Act shall also apply to the said other establishments.

#### SCHEDULE

1. The Stanes Motors (South India) Limited, Jetty Road, Allepey, (Kerala State).
2. The Stanes Motors (South India) Limited, K.K. Road, Kottayam, (Kerala State).
3. The Stanes Motors (South India) Limited, Charing Cross, Ootacamund, (Madras State).
4. The Stanes Motors (South India) Limited, N.S.H. Mount Post, Nagampatan, Kottayam, (Kerala State).
5. The Stanes Motors (South India) Limited, 13/90, Padhi Street, Vijayawada-1. (Andhra State).
6. The Stanes Motors (South India) Limited, Maidan Road Gandhi Square, Mangalore (Mysore State).
7. The Stanes Motors (South India) Limited, 2, Pudukottai Road, Trichy, (Madras State).
8. The Stanes Motors (South India) Limited, Swaraj Round (Western Round) Trichur, (Kerala State).

[No. PF.II.7(2)/61.]

**S.O. 462.**—In pursuance of clause (c) of sub-paragraph (1) of paragraph 3 of the Employees' Provident Funds Scheme, 1952, the Central Government hereby makes the following further amendment in the notification of the Government of India in the Ministry of Labour No. S.R.O. 1861 dated the 31st October, 1952, namely:—

In the said notification, for entry 6, the following entry shall be substituted, namely:—

“6. The Joint Secretary to the Government of West Bengal, Labour Department, Calcutta”.

[No. 10/10/60-PF.II(1).]

P. D. GAIHA, Under Secy.

#### MINISTRY OF INFORMATION AND BROADCASTING

*New Delhi, the 15th February 1961*

**S.O. 463.**—In exercise of the powers conferred by Clause (1) of article 299 of the Constitution, the President hereby directs that contracts and other instruments relating to the grant of licence to the Gramophone Company Limited, 33, Jessore Road, Dum Dum, West Bengal for making records of any music in the cinematographic film entitled “DHARTI KI JHANKAR” produced by the Films Division, may be executed on his behalf by the Controller of the Films Division, Bombay.

[No. F. 4(1)/61-FD.]

B. S. DASARATHY, Dy. Secy.

